



UNITED STATES
PATENT AND
TRADEMARK OFFICE

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UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY
AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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OCT - 9 2001

ROBERT J COBERT
REGENERON PHARMACEUTICALS INC
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In re Application of
Susan Croll-Kalish et al.
Serial No.: 09/284,555
Filed : May 26, 1999
Attorney Docket No.: REG-471

PETITION DECISION

This is in response to applicants' renewed petition under 37 CFR § 1.181, filed June 18, 2001, requesting revival of the above-identified application based on non-receipt of an Office action.

A review of the file history shows the examiner mailed an Office action to applicants on October 4, 2000, setting a three month shortened statutory period for reply. Upon failure to receive a reply the application was held abandoned by Notice of Abandonment mailed May 22, 2001. Applicants state the Office action mailed on October 4, 2000, was never received and provide statements and docket records indicating non-receipt. Applicants' submitted docket records and explanation are sufficient to show non-receipt of the Office action.

The Request to Withdraw Abandonment under 37 CFR § 1.181 is **GRANTED**.

The application will be forwarded to the examiner for prompt remailing of the Office action of October 4, 2000.

It is noted that a new Power of Attorney is submitted with the petition. This Power of Attorney is not acceptable as it is not signed by the inventors or the assignee to which the application may be assigned.

Should there be any questions with respect to this decision, please contact William R. Dixon, Jr., by mail addressed to Director, Technology Center 1600, Washington, D.C. 20231, or by telephone at (703) 308-3824 or by facsimile transmission at (703) 305-7230.


John Doll

Director, Technology Center 1600